



Attorney Docket No. 004-4-1  
PTO/SB/01A

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION  
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

**Title of Invention: IR THERMOMETER FOR AUTOMOTIVE  
APPLICATIONS**

As the below named inventors, we declare that:

This declaration is directed to Application Number 10/699,220 with Filing Date 10/31/2003, said application claiming priority from Provisional Patent Application No. 60/423,672 filed 10/31/2002.

We believe that we are the original and first inventors of the subject matter which is claimed and for which a patent is sought;

We have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

We acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.


**FULL NAMES OF INVENTORS**

Inventor one: JIM MUSBACH

Citizen of: USA

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

  
11/20/03

Additional inventors are being named on ONE additional signature sheet attached hereto.

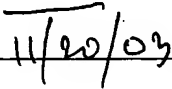
Inventor two: PHAN T. NGUYEN

Citizen of: USA

Signature:



Date:





Please type (+) inside this box →



PTO/SB/81 (02-01)

Approved for use through 10/31/2002. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	10/699,220
Filing Date	10/31/2003
First Named Inventor	JIM MUSBACH
Title	IR THERMOMETER FOR AUTOMOTIVE APPLICATIONS
Group Art Unit	
Examiner Name	
Attorney Docket Number	004-4-1

I hereby appoint:

☒ Practitioners at Customer Number

OR

☐ Practitioner(s) named below:

30080

Place Customer  
Number Bar Code  
Label here

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

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☐ Firm or  
Individual Name

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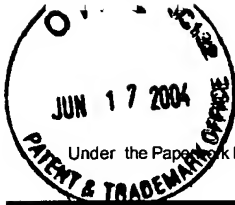
☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name	FLUKE CORPORATION
	By: <u>James L. Cavoretto</u>
	Title: <u>Sr. V.P., Chief Technology Officer</u>
Signature	
Date	November 11, 2003



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PTO/SB/96 (08-00)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Attorney Docket No. 004-4-1

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: JIM MUSBACH and PHAN NGUYEN

Application No./Patent No.: 10/699,220 Filed/Issue Date 10/31/2003

Entitled: IR THERMOMETER FOR AUTOMOTIVE APPLICATIONS

FLUKE CORPORATION

a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

**[NOTE:** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

November 17, 2003

Date

James L. Cavoretto

Typed or printed name

SR. V.P., Chief Technology Officer

Title

# ASSIGNMENT OF PATENT APPLICATION

WHEREAS, JIM MUSBACH, a resident of Capitola, California, and PHAN T. NGUYEN, a resident of Pacifica, California, hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below identified application for United States Letters Patent:

Title of the Invention: IR THERMOMETER FOR AUTOMOTIVE APPLICATIONS

Date of execution of Declaration: 11/20/03

Filing date: 10/31/2003

Application No.: 10/699,220; and

WHEREAS, FLUKE CORPORATION, located at Everett, Washington, hereinafter referred to as "Assignee," is desirous of acquiring Assignors' interest in the said invention and application and in any U.S. Letters Patent which may be granted on the same;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that, for good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have sold, assigned and transferred, and by these presents do sell, assign and transfer unto the said Assignee, and Assignee's successors and assigns, all their right title and interest in and to the said invention and application, and in and to any Letters Patent which may hereafter be granted on the same in the United States, the said interest to be held and enjoyed by said Assignee as fully and exclusively as it would have been held and enjoyed by said Assignors had this Assignment and transfer not been made, to the full end and term of any Letters Patent which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to said Assignee, but at Assignee's expense, cooperate with Assignee in the prosecution of said application and/or applications, execute, verify, acknowledge and deliver all such further papers, including applications for Letters Patent and for the reissue thereof, and instruments of assignment and transfer thereof, and will perform such other acts as Assignee lawfully may request, to obtain or maintain Letters Patent for said invention and improvement, and to vest title thereto in said Assignee, or Assignee's successors and assigns.

IN TESTIMONY WHEREOF, Assignors have signed their names on the date(s) indicated.

  
JIM MUSBACH

11/20/03  
Date

ASSIGNMENT OF PATENT APPLICATION

Attorney Docket No. 004-4-1



PHAN T. NGUYEN

*Ph*

Date

4/20/03